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5 *Bank of America, N.A.*

6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 LKIMMY INC. a Nevada corporation,

9 Plaintiff,

10 v.

11 BANK OF AMERICA, N.A., a national banking
association; IL KIM aka JULIUS KIM, an
12 individual; DOES I through X; and ROE
BUSINESS ENTITIES I through X; inclusive,

13 Defendants.
14

Case No.: 2:20-cv-02184-RFB-VCF

**STIPULATION AND [PROPOSED]
ORDER TO MODIFY THE BRIEFING
SCHEDULE FOR PLAINTIFF'S MOTION
FOR SUMMARY JUDGMENT**

(Second Request)

15 Defendant BANK OF AMERICA, N.A. ("BANA") and Plaintiff LKimmy, Inc. ("Plaintiff"),
16 by and through their respective counsel of record, hereby stipulate and agree to modify the briefing
17 schedule for Plaintiff's Motion for Summary Judgment (ECF No. 37) filed on July 28, 2021. The
18 deadline for BANA to respond to the Motion for Summary Judgment is currently set for August 25,
19 2021. The parties hereby stipulate to extend the deadline for BANA to respond to Plaintiff's Motion
20 for Summary Judgment by one week, to September 1, 2021. The parties also stipulate to extend the
21 deadline for LKimmy to file its Reply in Support of Motion for Summary Judgment by one week,
22 from the current deadline of September 22, 2021, to September 29, 2021.

23 This stipulation is submitted in compliance with LR IA 6-1. The parties respectfully submit
24 the requested extensions are supported by good cause. Counsel for BANA was unexpectedly
25 required to prepare for a binding arbitration in the place of the attorney who had been primarily
26 handling the matter following her recent departure from the firm. Counsel for BANA has diligently
27 worked to prepare BANA's response to Plaintiff's Motion for Summary Judgment and fully intends
28 to comply with the requested deadline of September 1, 2021. The parties further agreed to extend

1 the deadline for Plaintiff to file its reply brief by one week to ensure Plaintiff would not be prejudiced
2 by BANA's requested extension. Accordingly, the parties respectfully submit that the proposed
3 extensions are supported by good cause.

4 The parties agree that the foregoing proposed extensions are not being requested in bad faith
5 or to delay these proceedings unnecessarily.

6 This is the second stipulation to modify the briefing schedule for Plaintiff's Motion for
7 Summary Judgment.

8 DATED this 25th day of August, 2021.

9 **WILSON, ELSER, MOSKOWITZ,
10 EDELMAN & DICKER LLP**

11 */s/ Chad C. Butterfield*

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17 *Bank of America, N.A.*

18 DATED this 25th day of August, 2021.

19 **HONG & HONG LAW OFFICES**


20 */s/ Joseph Y. Hong*

21 JOSEPH Y. HONG, ESQ.
22 Nevada Bar No. 5092
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24 Las Vegas, NV 89135
25 *Attorneys for Plaintiff LKimmy, Inc.*

26 **ORDER**

27 **GOOD CAUSE SHOWN, IT IS SO ORDERED.**

28 Dated this 26th day of August, 2021.


RICHARD E. BOULWARE, II
United States District Court